S.B. Cr. Bail Application No. 4245/2007
(Durga Singh Vs. State of Rajasthan)

Date of order : 03.09.2007

HON'BLE MR.H.R.PANWAR,J.

Mr. Mahesh Thanvi for the petitioner.
Mr. Ashok Upadhyay, P.P.

Heard learned counsel for the petitioner and public prosecutor for the State. Perused the order impugned.

It appears that the petitioner has been declared absconding as he failed to appear before the trial court on the date fixed and his bail bonds have been forfeited.

In the circumstances, therefore, no case for anticipatory bail is made out. The bail application filed by the petitioner under Section 438 Cr.P.C. is therefore, dismissed. However, the petitioner is directed to surrender before the trial court and move a regular bail. If the petitioner surrenders and moves a regular bail on or before 10.9.2007, the trial court shall consider and decide the bail application same day keeping in view the fact that the offences alleged against the petitioner are bailable.

(H.R.PANWAR), J.

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